

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

DELVOURA L. SHERROD, : CIVIL ACTION  
: :  
Plaintiff, : :  
: :  
v. : NO. 08-650 :  
: :  
MICHAEL J. ASTRUE, :  
Commissioner of Social Security, :  
: :  
Defendant. : :  
: :

**FILED**

APR 29 2009

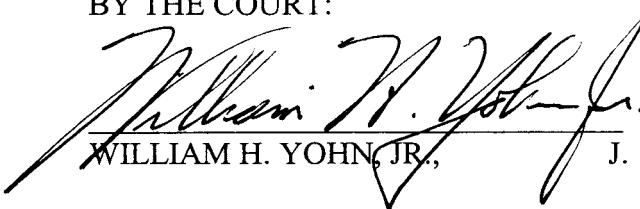
MICHAEL E. KUNZ, Clerk  
By \_\_\_\_\_ Dep. Clerk

ORDER

AND NOW, this 22 day of *April*, 2009, upon independent review of the  
brief in support of review filed by Plaintiff, Defendant's response, Plaintiff's reply thereto, and  
the administrative record, and after careful consideration of the Report and Recommendation of  
United States Magistrate Judge David R. Strawbridge, *and no objections having been filed,* it is hereby **ORDERED** that:

1. The Report and Recommendation is **APPROVED** and **ADOPTED**;
2. Plaintiff's request for review is **GRANTED** insofar as Plaintiff requests that the  
administrative decision be vacated;
3. The final decision of the Commissioner denying disability benefits to Plaintiff for  
the period October 23, 2001 to June 27, 2004 is **VACATED**; and
4. The matter is **REMANDED** to the Commissioner pursuant to sentence four of 42  
U.S.C. § 405(g) for further proceedings consistent with the Magistrate Judge's Report.

BY THE COURT:

  
WILLIAM H. YOHN, JR.

J.